

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIVERSIDE,
3 CALIFORNIA, CONFIRMING THE DIAGRAM AND ASSESSMENT FOR
4 THE RIVERWALK LANDSCAPE MAINTENANCE DISTRICT AND
5 LEVYING ASSESSMENTS ON ALL ASSESSABLE LOTS AND PARCELS
6 OF LAND THEREIN FOR FISCAL YEAR 2017-2018.

7 WHEREAS, on May 23, 2017, the City Council (the "City Council") of the City of
8 Riverside (the "City") adopted Resolution No. 23180, a resolution of intention pursuant to
9 section 22624 of the Streets and Highways Code, which, among other things, scheduled a public
10 hearing on the levy and collection of assessments on the lots and parcels of assessable property
11 within the Riverwalk Landscape Maintenance District ("District") for fiscal year 2017-2018
12 pursuant to the Landscaping and Lighting Act of 1972, Part 2 (commencing with Section 22500)
13 of Division 15 of the Streets and Highways Code (the "Act") for 3:00 p.m. on June 27, 2017, in
14 the City Council Chambers of the City of Riverside; and

15 WHEREAS, notice of said hearing was duly published as required by sections 22552 and
16 22553 of said Code; and

17 WHEREAS, at the time and place of said hearing, as set forth in said resolution of
18 intention, the City Council held the hearing and afforded all interested persons an opportunity to
19 be heard, and considered all oral statements and all written protests or communications made or
20 filed by any interested persons, and at the conclusion of said hearing determined that a majority
21 protest, to wit: written protests filed and not withdrawn by property owners owning more than
22 50 percent of the area of assessable land within the Assessment District, had not been received;

23 NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Riverside, as
24 follows:

25 Section 1. Findings. The City Council finds that: (i) the preceding recitals are
26 correct; (ii) compliance has been had with all of the applicable requirements of the Act; (iii) a
27 majority protest to the levy and collection of the proposed assessment has not been filed; (iv) the
28 City Council may therefore proceed to confirm the diagram and assessment for the District for
fiscal year 2017-2018, and order the levy and collection of the assessment; (v) the assessments

1 proposed to be levied on the lots and parcels of assessable property within the District for the
2 maintenance and servicing of public landscaping and appurtenant facilities, parks, and park and
3 recreation improvements during fiscal year 2017-2018, as contained in the report of Albert A.
4 Webb Associates on file with the City Clerk (the "Report"), are based on the proportionate
5 special benefit derived by such lots and parcels from the availability of such public landscaping
6 and appurtenant facilities, parks, and park and recreation improvements; (vi) the proportionate
7 special benefit derived by each such lot or parcel has been determined in relationship to the
8 entirety of the cost of the maintenance and servicing of such public landscaping and appurtenant
9 facilities, parks, and park and recreation improvements, except as to the special benefits derived
10 solely by parcels located within Zone A, which are allocated proportionately among those
11 parcels within Zone A; (vii) such assessments do not exceed the reasonable cost of the
12 proportional special benefit conferred on each such lot and parcel; and (viii) the amounts of such
13 assessments will not exceed the maximum amount authorized by a vote of the property owners in
14 the District in an election for that purpose.

15 Section 2. Confirmation of Report. The Report and the assessment diagram and
16 assessment of the estimated cost of the maintenance and servicing of the landscape
17 improvements for fiscal year 2017-2018 contained in the Report are confirmed.

18 Section 3. Levy of Assessment. The diagram and assessment, as contained in the
19 Report, are confirmed. Pursuant to section 22631 of the Streets and Highways Code, the
20 adoption of this resolution constitutes the levy of the assessment for the maintenance and
21 servicing of public landscaping and appurtenant facilities, parks, and park and recreation
22 improvements within the District during fiscal year 2017-2018, as contained in the Report, and
23 such assessment is hereby levied. The Chief Finance Officer is directed to file or cause to be
24 filed a certified copy of this resolution together with the diagram and assessment contained in the
25 Report with the County Auditor of the County of Riverside, who, pursuant to section 22645 of

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1 the Streets and Highways Code, shall enter on the County Assessment Roll opposite each lot or
2 parcel of land the amount assessed thereupon, as shown in said assessment.

3
4 ADOPTED by the City Council this ____ day of ____, 2017.

5
6 WILLIAM R. BAILEY, III
7 Mayor of the City of Riverside

8 Attest:

9
10 COLLEEN J. NICOL
11 City Clerk of the City of Riverside

12
13 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
14 foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City
15 at its meeting held on the ____ day of ____ 2017, by the following vote, to wit:

16 Ayes:

17 Noes:

18 Absent:

19 Abstain:

20 IN WITNESS WHEREOF I have hereunto set my hand and affixed the official seal of
21 the City of Riverside, California, this ____ day of ____, 2017.

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23
24 COLLEEN J. NICOL
25 City Clerk of the City of Riverside

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28 CA: 17-0731